IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
WRIT PETITION NO. 4805 (MS) OF 2001
(Old No. 8640/90)

U.P. Forest Corporation, through its Regional Manager, Kumaun Region, Nainital. .....Petitioner.

Versus

1. The Civil Judge, Nainital.
2. Sri Mohd. Farukh, S/o Mohd. Abdullah, R/o Abdullah Building, Populars Compound, Mallital, Tehsil & District-Nainital.

.....Respondents.

3. Sri Musarraf Shah, S/o Sri Mustafir Shah, R/o Bucharkha Tallital, Nainital, Tehsil & District-Nainital.

.....Respondents.

Dated: 14.08.2006

Hon'ble Rajesh Tandon,J.

Heard Sri V.K. Bisht, Sr. Advocate, assisted by Ms. Seema Sirohi, Advocate for the petitioner and Sri Chandramauli Shah & Umesh Belwal, Advocates for the respondent no.2.

2. By the present writ petition, the petitioner has challenged the order dated 11.09.1989 and 28.09.1989 (Annexures No. 8 and 11 to the writ petition respectively).

3. The Original Suit No. 119 of 1988 Mohammad Farukh Vs. U.P. Forest Corporation is pending.

4. If the petitioner has any grievance by allowing the amendment, the remedy lies before the District Judge for filing the revision.

5. Civil Judge is directed to expedite the Suit No. 119 of 1988 Mohd. Farukh Vs. U.P. Forest Corporation as it relates to the year, 1988.

6. Subject to the aforesaid, writ petition is dismissed. No order as to costs.

(Rajesh Tandon, J.)

14.08.2006
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